

MICHELE M. GUTMAN
Attorney at Law
(412) 394-5425

August 7, 1996

VIA FEDERAL EXPRESS

Damaris Urdaz Cristiano
Assistant Regional Counsel
Office of Regional Counsel
U.S. Environmental Protection Agency
Region II
290 Broadway
New York, NY 10007-1866

RE: SCP Carlstadt De Minimis Settlement

Dear Ms. Cristiano:

This firm represents Inland Steel Container with respect to the SCP Carlstadt Site. We have been advised that the United States has requested an explanation of any discrepancy between the Environmental Protection Agency's ("EPA") volume figures and the figures being used by the SCP Carlstadt Group. Therefore, this letter explains the difference between the number of gallons attributed to Inland Steel Container in the SCP Carlstadt data base prepared by EPA and the number of gallons attributed to Inland Steel Container in the data base prepared by the Allocator engaged by the SCP Carlstadt Group.

When Inland Steel Company was first advised that it might be a potentially responsible party ("PRP") with respect to the SCP Carlstadt Site due to alleged shipments from its former division, Inland Steel Container, it had no records linking that facility to the SCP Carlstadt Site. Inland subsequently received copies of three (3) manifests from EPA which indicated that there had been shipments of material from Inland Steel Container to SCP Carlstadt. The total volume reflected on those manifests was approximately 6,794 gallons. Copies of those documents are attached (Attachments 1, 2, and 3). Inland subsequently participated as a member of the SCP Carlstadt PRP Group in retaining an Allocation Consultant who located additional records with respect to the SCP Carlstadt Site. Among those records were additional documents related to additional shipments from

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Damaris Urdaz Cristiano August 7, 1996 Page 2

Inland Steel Container to SCP Carlstadt. Copies of those documents are attached (Attachments 4 and 5). In addition, there were documents related to two other shipments for which the destination was not clear. Copies of those additional documents are attached (Attachments 6 and 7). The Allocation Consultant added the volume of the additional shipments to Carlstadt and 50% of the volume of the shipments with the unclear destination to the 6,794 gallons. According to the Allocation Consultant, the resulting volume attributed to Inland Steel Container by the Allocation Consultant is 13,436 gallons. Inland cannot verify this exact figure because the "Total Quantity" on A80393 is illegible on the document which Inland was provided. However, the Allocation Consultant advised that document reflects a "Total Quantity" of 2,214 gallons. Inland believes that the figure of 13,436 gallons should be adjusted downward to account for some drums which were rejected and not accepted by SCP. However, it is Inland's understanding that there will be no adjustments to the figure derived by the Allocation Consultant for purposes of the De Minimis settlement. Therefore, for purposes of the De Minimis settlement only, Inland is willing to waive this issue. If you have any further questions regarding this issue, please contact me.

Very truly yours,

Michele M. Gutman

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MMG/mmg

Enclosures

cc: Elizabeth Yu, Esquire (w/encs)

Richard Puvogel (w/encs)

William T. McCormick, Esquire (w/o encs)

Sara Beth Watson, Esquire (w/o encs)

Date 5/31/76 Signature and Title hand James James

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SECTION II TO BE COMPLETED BY THE SPECIAL WASTE HAULER

Date 1/28/18 Signature and Title Melet Blace Da.

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SPECIAL WASTE MANIFEST

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ATTACHMENT "4"

DEPARTMENT OF ENVIRONMENTAL PROTECTION SOLID WASTE ADMINISTRATION

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SPECIAL WASTE MANIFEST

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ATTACHMENT "7"